

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>DAVID FITZGERALD</b> <i>Plaintiff, pro se</i>	:	<b>CIVIL ACTION</b>
	:	
	:	<b>NO. 21-5355</b>
<b>v.</b>	:	
	:	
<b>NATIONAL RAILROAD PASSENGER CORPORATION (AMTRAK)</b>	:	
<i>Defendant</i>	:	

**ORDER**

**AND NOW**, this 27<sup>th</sup> day of June 2023, upon consideration of Defendant's *motion for summary judgment*, [ECF 53], Plaintiff's response in opposition, [ECF 54], Plaintiff's supplemental exhibits, [ECF 55], Defendant's reply, [ECF 58], and Plaintiff's sur-reply, [ECF 59], it is hereby **ORDERED** that, for the reasons set forth in the accompanying memorandum opinion, Defendant's motion for summary judgment is **GRANTED**. Accordingly, **JUDGMENT** is entered in favor of Defendant National Railroad Passenger Corporation (Amtrak) and against Plaintiff David Fitzgerald.

**BY THE COURT:**

/s/ Nitza I. Quiñones Alejandro

**NITZA I. QUIÑONES ALEJANDRO**

*Judge, United States District Court*